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**MAIL ENCLOSED**

February 11, 2008

Judge Charles L. Brieant  
US District Court  
300 Quarropas St  
White Plains, NY 10601  
Via Fax: 914. 390 4085

Application for  
Jo Clopper  
2/14/08  
1150J

Re: Duncan v. Sound Shore Medical Center and United States of America  
07 CV 3094

Dear Judge Brieant:

This letter is a request on behalf of all attorneys to extend the time to complete discovery in this case. This is a medical malpractice case on behalf of an infant injured at birth. Counsel for all parties have been cooperating to move discovery. The delay has been in that there are a significant number of medical records which the defendants justifiably want to have before conducting depositions. Our office has been working with defendants to obtain those records.

Defense counsel now indicate that they are prepared to conduct plaintiff's deposition. Ms. Duncan, the infant's mother, lives in Florida and has made plans to travel to New York for her deposition and for a medical exam of the infant which has been scheduled by the U.S. Attorney's office. The physical exam is scheduled for February 28<sup>th</sup> and the deposition is scheduled for February 29<sup>th</sup>.

Mr. Clopper, counsel for the U.S., has indicated that he will attempt to bring the two doctors to New York for depositions during the month of March.

For these reasons on behalf of all counsel, I request that all dates in the January 3<sup>rd</sup> scheduling order be extended for two months.

At this time there is a conference scheduled for March 14<sup>th</sup>. Since the defendants' depositions will not have been completed by that time, it would make sense to adjourn that conference to April 14<sup>th</sup> or a date convenient with the court. Please advise us if this is acceptable.

Very truly yours,

Michael B. Ronemus

MBR/cm